

Attorney Docket No.: 119927-1021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re

Application of: ANDREW D. ELLINGTON,
MICHAEL P. ROBERTSON
KRISTEN A. MARSHALL

Serial No. 09/661,658

Filed: 09/14/00

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Examiner: Not Yet Known

Group Art Unit: 1643

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**ELECTION UNDER 37 C.F.R. §§ 3.71 and 3.73
AND POWER OF ATTORNEY**

BOX: ASSIGNMENT
Commissioner for Patents
and Trademarks
Washington, D.C. 20231

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Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventor.

Ronald W. Burns, Reg. No. 44,044, Matthew E. Burr, Reg. No. 37,591; Daniel J. Chalker, Reg. No. 40,552; Michael L. Coblenz, Reg. No. 41,492; Kenneth T. Emanuelson, Reg. No. 46,684; Edwin S. Flores, Reg. No. 38,453; Jason R. Fulmer, Reg. No. 46,715, Kenneth R. Glaser, Reg. No. 24,015; John Timothy Headley, Reg. No. 31,765; Daniel P. Hejlik, Reg. No. 49,012, Todd E. Landis, Reg. No. 44,200; Michael E. Martin, Reg. No. 24,821; Carol M. Nielsen, Reg. No. 37,676; Kay Lyn Schwartz, Reg. No. 39,020; Theodore F. Shiells, Reg. No. 31,569; Jennifer S. Sickler, Reg. No. 36,005; Sanford E. Warren, Jr., Reg. No. 33,219; and Thomas C. Wright, Reg. No. 47,189; each an attorney or agent of the firm of GARDERE WYNNE SEWELL LLP, as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to Board of Regents, The University of Texas System, referenced

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below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Edwin S. Flores, Esq.
GARDERE WYNNE SEWELL LLP
3000 Thanksgiving Tower
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ASSIGNEE:

BOARD OF REGENTS,
THE UNIVERSITY OF TEXAS SYSTEM

By: 

Name: Cullen M. Godfrey
Title: Vice Chancellor
and General Counsel

Date: January 7, 2002

ASSIGNMENT:

X Concurrently filed
— Previously recorded
Date:
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